

**RESOLUTION NO. R-2010-1428**

**A RESOLUTION APPROVING THE EXECUTION OF A LEGAL SERVICES  
AGREEMENT BETWEEN McKOOL SMITH, P.C. AND WASHINGTON  
COUNTY**

WHEREAS, Washington County ("County") is seeking damages, attorneys' fees, costs, and all other appropriate relief for the non-payment or underpayment to the County of transient occupancy taxes by online booking companies such as Hotels.com, Travelocity and others; and

WHEREAS, the law firm of McKool Smith, P.C. ("McKool Smith") has the expertise to represent the County and pursue the County's claims; and

WHEREAS the County and McKool Smith have negotiated a legal services agreement ("Agreement") whereby McKool Smith will represent the County and seek damages, attorneys' fees, costs, and all other appropriate relief for the non-payment or underpayment to the County of transient occupancy taxes by online booking companies pursuant to the terms set forth therein; and

WHEREAS, it is in the best interest of the County that the County enter into the Agreement with McKool Smith.

NOW, THEREFORE, at a regular meeting of the legislative body of Washington County, Utah, duly called, noticed, and held on the 2nd day of March 2010, upon motion duly made and seconded, it is unanimously:

RESOLVED that the Agreement is hereby approved and adopted.

VOTED UPON AND PASSED BY THE WASHINGTON COUNTY  
COMMISSION AT A REGULAR MEETING OF THE WASHINGTON COUNTY  
COMMISSION HELD ON THE 2<sup>ND</sup> DAY OF MARCH 2010.

WASHINGTON COUNTY

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JAMES J. EARDLEY  
Washington County Commission

ATTEST:

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Kim M. Hafen  
Washington County Clerk-Auditor

Commissioner Eardley voted \_\_\_\_  
Commissioner Gardner voted \_\_\_\_  
Commissioner Drake voted \_\_\_\_